

Gaogao Han  
Building 38, Suite B111  
Dongbazhonglu, District Chaoyang  
Beijing, P. R. China  
Telephone: (010) 6545-8221  
SELF-REPRESENTED

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

DONGXIAO YUE

Plaintiff,

v.

GAOGAO HAN, et al.

Defendants

GAOGAO HAN

Counter-Claimant,

v.

DONGXIAO YUE

Counterclaim Defendant

— CASE NUMBER: 315-cv-03463-HSG

**MOTION FOR DEFENDANT TO REQUEST  
TO FILE THE SECOND AMENDED  
ANSWER AND COUNTERCLAIMS**

Judge: The Honorable Haywood S. Gilliam, Jr.

Defendant Gaogao Han respectfully requests the court to permit Defendant to file the second Amended Answer and Counterclaim.

Defendant filed an Amended Answer and Counterclaim on July 15, 2016 (dkt. 81), and then filed another Amended Answer and Counterclaim (dkt. 84) today to correct some typo and make some statement clearer.

1 Plaintiff just sent an email to Defendant, suggesting that "Please note that 'A party may  
2 amend its pleading once as a matter of course'. You already amended your answer once  
3 (Docket 81). For the second amendment, you will have to seek approval of the court. See  
4 FRCP 15."

5  
6 Defendant hereby respectfully requests the court to approve Defendant to file the  
7 second Amended Answer and Counterclaim, or to retrieve the first Amended Answer and  
8 Counterclaim on dkt. 81 and permit the new filed dkt. 84 as the Amended Answer and  
9 Counterclaim.

10  
11 In fact, the meaningful changes in the new Amended Answer and Counterclaim (dkt.  
12 84) are major two:

- 13 1. In the counterclaim ¶62, the last second sentence should be ending as "resulting in  
14 **Yue**' unjust enrichment", instead of "resulting in **Han**' unjust enrichment".
- 15 2. In the counterclaim ¶43, modified as below:  
16  
17 43. On April 26, 2016, Yue wrote a blog 《How far will Han go in his perjury road》  
18 and stated "In han's declaration, I just have a look, 'Han is obviously trying to do  
19 perjury and fraud"". In fact, Han just indicated a fact in his reply that "Plaintiff hided a  
20 critical important fact, the email [his YAHOO email on February 5, 2016] also  
21 failed. ... because the beneath email admin@hanshan.info physically does NOT  
22 exist." (dkt 51, page 6, paragraph 2~4) and give a test example "I made a test  
23 myself, ..." (dkt 55, Han Decl. 21) to demonstrate the fact.

24  
25 Dated: July 16, 2016

26 \_\_\_\_\_/s/  
27 By: GAOGAO HAN  
28 SELF-REPRESENTED